

From: [Jones, Megan](#)
To: [Farace, Joseph](#)
Cc: [Hingtgen, Robert J](#); [Gretler, Darren M](#)
Subject: Re: Soitec's AB900 fast tracking
Date: Tuesday, July 02, 2013 3:41:38 PM

Ok

From: Farace, Joseph
Sent: Tuesday, July 02, 2013 03:35 PM
To: Jones, Megan
Cc: Hingtgen, Robert J; Gretler, Darren M
Subject: FW: Soitec's AB900 fast tracking

I spoke to Rob Hingtgen. Rob did not have any communication with Donna regarding Soitec processing through the State to get AB 900 certification. I simply removed the last paragraph. Let me know if you have any other thoughts or questions. If OK I'll send this Adam tomorrow morning. Thanks

Joseph Farace AICP
Planning and Development Services
Planning Manager, Advance Planning Division
Phone: 858-694-3690
Fax:858-694-2485

From: Jones, Megan
Sent: Tuesday, July 02, 2013 11:46 AM
To: Farace, Joseph
Cc: Gretler, Darren M
Subject: Re: Soitec's AB900 fast tracking

Is the PM back? If not, yes I'm ok with sending. If he is, can we get his input?

From: Farace, Joseph
Sent: Tuesday, July 02, 2013 10:46 AM
To: Jones, Megan
Cc: Gretler, Darren M
Subject: FW: Soitec's AB900 fast tracking

Hi Megan – I made the revisions per you last email. I was hoping you could review during your lunch break and confirm that's OK to send to Adam. Thanks

Joseph Farace AICP
Planning and Development Services
Planning Manager, Advance Planning Division
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Fax:858-694-2485

From: Farace, Joseph
Sent: Friday, June 28, 2013 5:38 PM
To: Jones, Megan
Subject: RE: Soitec's AB900 fast tracking

Please see edits below... Thanks

From: Jones, Megan
Sent: Friday, June 28, 2013 5:15 PM
To: Farace, Joseph
Cc: Gretler, Darren M; Wardlaw, Mark
Subject: FW: Soitec's AB900 fast tracking

Hi.. we need to modify the highlighted portion to sum up the three things (removing the living wage component).

Hi Adam - Here's some background on AB900.

AB900 was signed into law in September 2011 and provides that the Governor may certify renewable energy projects for streamlining under CEQA if certain conditions are met in accordance with Public Resources Code Section 21183. The benefit of streamlining for the applicant is the ability to avoid lower court review if there is any challenge brought by a party, and proceed directly to the Court of Appeal, who then has only 175 days to issue a decision. This Governor's certification process is separate from the County's land use permitting process and is run by the State Office of Planning and Research (OPR).

Soitec applied to the State to receive AB 900 certification in December 2012. As part of the application Soitec was required to demonstrate that certain conditions will be met (mitigation measures required by CEQA will be conditions of the project approval, payment of costs associated with the Court of Appeal hearing and preparation of the administrative record for the project as stated in Government Code Sections 21183 (d), (e) & (f)) and in return has been provided with a streamlined judicial process (175 days) should the project face a CEQA challenge. The project received AB900 certification from the Governor in May 2013.

The AB 900 process is administered through the State OPR. OPR requested that the County, as lead agency on the land use project, acknowledge Soitec's commitments under Government Code Sections 21183 (d), (e) & (f) as part of the process that essentially memorializes Soitec's agreement under the certification. The Director of PDS reviewed Soitec's request and commitments and signed the document on February 28, 2013.

Pursuant to AB900 requirements, acknowledgment of the project's certification under AB900 will be disclosed of as part of the EIR public review process.

Hope this information helps. Please do not hesitate to call if you have any questions. Joe

From: Wilson, Adam
Sent: Thursday, June 27, 2013 9:07 AM
To: Gretler, Darren M
Cc: Jones, Megan; Wardlaw, Mark
Subject: FW: Soitec's AB900 fast tracking

Hi Darren,

Can you see email below from Tisdale, specifically to the part of AB900. Is there any way to shed some light on her questions as it relates to AB900?

Thanks, aw

From: Donna Tisdale [<mailto:tisdale.donna@gmail.com>]
Sent: Wednesday, June 26, 2013 8:37 PM
To: Wilson, Adam
Subject: Soitec's AB900 fast tracking

Hello Adam,

Last night I attended the CleanTECH San Diego's Showcase panel discussion at USD, after paying \$65 for a ticket. I went to hear what Supervisor Dave Roberts, SDG&E and Soitec had to say.

Dave Roberts said hello before the meeting and said we can talk about project impacts "after we get this lawsuit behind us" and he can take the tour offered by Miriam Raftery .

During his short speech, he pointed out that I was in the audience and named me by name. Not sure if he was trying to be cordial--or he was just alerting others to my presence in their midst.

This is what I learned:

1. Dave Roberts had to change his previous thinking about "*supporting communities*" on these projects
2. Before joining the Board of Supervisors, he had no idea how environmentally aware Dianne Jacob is.
3. He voted to approve the wind ordinance because it was *unfair to applicants "not to have a process"*--but he really does not like big wind.
4. The Ramona Sol Orchard project was on a 'hog farm' and deserved approval--despite strong community opposition
5. Soitec's Clark Crawford actually had the "wind ordinance lawsuit" on his list of "BAD" things in his power point
6. Crawford said the lawsuit creates uncertainty for projects--and that is BAD
7. Crawford announced that Soitec had received certification for Rugged Solar and Tierra Del Sol Solar under AB900 by the Governor and the legislature--only the third certification in the state.
8. AB900 fast tracks CEQA review of projects and limits legal challenges to the court of appeals with a deadline of 175 days
9. One other speaker mentioned the wind ordinance lawsuit as a *problem*, and that major CEQA reform is needed to streamline project approvals and to stop these NIMBY type

obstructionists

10. Nothing new from SDG&E

11. The Navy's rep said that wind turbines are not compatible with bases due to interference with their Doppler radar systems but they are getting ready to flip the switch on micro grids on local bases along with other renewable projects.

Today, I searched and found Soitec's AB900 application and approval documents, including a notice signed by Mark Wardlaw, posted on the Governor's Office of Planning And Research website--scroll down to the bottom of the page at this link, that also has a description of AB900:

http://www.opr.ca.gov/s_californiajobs.php

Soitec's application tags the cost of Rugged Solar and Tierra Del Solar at close to 1/2 billion dollars!

Public comment closed on Soitec's AB900 application in February. I sent an e-mail request for documentation of when and where the public notice was published and who was notified. It is posted on the same website as the application but I never saw it anywhere before today.

Were you aware, or did Director Wardlaw notify you of the limited public comment period on Soitec's AB900 application?

Regards,

Donna Tisdale

619-766-4170